

**GOVERNMENT OF TELANGANA
ABSTRACT**

PRIVATE UN-AIDED DEGREE COLLEGES – Kakatiya University Area –Takshasila Degree College, H.No.6-140, Rayaparthi (V&M), Warangal District- Shifting from one leased building at H.No.6-140, Rayaparthi (V&M), Warangal District **to** another leased building at D.No.4-398/1/1, 4-398/1/2, Kesamudram (V&M), Warangal District i.e. from one Mandal to another Mandal, within the District, from the academic year 2016-17 - Permission Accorded –Orders – Issued.

HIGHER EDUCATION (C.E.) DEPARTMENT

G.O.Rt. No. 72

Dated:02.04.2016

Read the following:-

1. Andhra Pradesh Education Act, 1982 (Act No.1 of 1982).
2. G.O.Ms. No.29, Education (Rules) Department, dt:5.2.1987.
3. G.O.Rt No.19, Higher Education (CE) Department, dt:10.7.2014.
4. Interim Orders of the Hon'ble High Court of Telangana & A.P. in W.P.No.20193 of 2014, dt.18.7.2014, filed by Goutham Educational Society, Kesamudram (V&M), Warangal District & others.
5. G.O.Rt.No.49, Higher Education (CE) Department, dt.26.7.2014.
6. Letter from the Secretary, A.P.State Council of Higher Education, Hyderabad, No. APSCHE/SECY/Acad-3/NDC-2014-15/Telangana Region/Kesamudram/2014, dt:30.08.2014.
7. High Court Order in W.P.No.20193 of 2014, dt.26.12.2014, filed by Goutham Educational Society, Kesamudram (V&M), Warangal District.
8. Letter from the Secretary, Telangana State Council of Higher Education, Hyderabad, No. APSCHE/NDC/Shifting/Takshashila/2015, dt.18.6.2015 &6.8.2015.
9. Representation of the Secretary/Correspondent, Takshashila Degree College, Kesamudram, Warangal, dt.27.8.2015.

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ORDER:-

In the reference 3rd read above, based on the circumstances reported by the Secretary, A.P. State Council of Higher Education, Hyderabad, and after careful examination of the matter, Government had accorded permission to the management of Takshasila Degree College for Shifting of their College from one leased building at H.No.6-140, Rayaparthi (V&M), Warangal District **to** another leased building at D.No.4-398/1/1, 4-398/1/2, Kesamudram (V&M), Warangal District i.e. from one Mandal to another Mandal, within the same District, from the academic year 2014-15, in relaxation of sub rule (3) of Rule 14 of the A.P. Educational Institutions (Establishment, Recognition, Administration and Control of Institutions of Higher Education) Rules, 1987, issued in G.O.Ms.No.29, Education, dated.05.02.1987.

2. In the reference of the 4th read above, the Goutham Educational Society, Kesamudram Village & Mandal, Warangal District has filed W.P.No.20193 of 2014, with a prayer to declare the action of the 1st respondent (Principal Secretary, Higher Education Deptt.) in issuing proceedings vide G.O.Rt No.19, Higher Education (CE) Deptt., dt.10.7.2014 and thereby according permission in favour of the respondents 4th and 5th for shifting of Takshashila Degree College, Rayaparthi Village & Mandal, Warangal District as being illegal.....".

3. The Hon'ble High Court of Judicature at Hyderabad for the State of Telangana and the State of Andhra Pradesh in its Interim order dt.18.7.2014 in WP No.20193 of 2014, ordered that "In view of the judgment reported in 2013(1)ALT 477 (D.B) and in view of the reasons recorded in the Order dt:15-7-2014, passed by the Hon'ble High Court in WPMP No.24570 of 2014 in WP No.19620 of 2014, there shall be stay for a period of three weeks".

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4. In the reference 5th read above, in view of the High Court Order in Wp No.20193/2014, the Government kept in abeyance the orders issued in G.O.Rt No. 19, Higher Education (CE) Deptt., dt:10-7-2014, until further orders.

5. In the reference 7th read above, the High Court of Judicature at Hyderabad for the State of Telangana and the State of Andhra Pradesh in its order dt:26.12.2014 in W.P.No.20193 of 2014 has made the following order:

"In view of that, following the aforesaid Divisional Bench judgment, the impugned order is set aside and the matter is remitted to the 1st respondent for fresh consideration in the light of the law laid down by the aforesaid Division Bench judgment and thereafter take appropriate decision in the matter. However, the said exercise shall be completed by the 1st respondent within thirty days from the date of receipt of a copy of this order".

6. In the references 8th read above, the Secretary, Telangana State Council of Higher Education, Hyderabad has stated that there is no Government Degree College functioning at Kesamudram (V&M), Warangal District at present and the Dean, CDC, Kakatiya University, Warangal in their letter has stated that there is a need to establish another Degree College at Kesamudram (V&M).

7. The Dean, College Development Council, Kakatiya University, Warangal in their letter dt:28-8-2014, has stated that at Kesamudram Mandal, Warangal District is having (1) one Private Un-aided Degree College in the name of Maharshi Degree College, Kesamudram (V&M), Warangal District. Presently the College is functioning with the 1st year admissions of 254 for the year 2013. The Regional Inspection Officer, Board of Intermediate Education, Warangal has provided college wise strength particulars as functioning with total admissions in 2nd year as 1201 (Regular 966+ Private 235) and informed that there is a need to establish another Degree College at Kesamudram Mandal, Warangal District.

8. In the reference 9th read above, the Secretary/Correspondent, Takshashila Degree College, Kesamudram, Warangal District has furnished the following documents and requested to accord permission to shift the College, as follows:-

1. Fire Safety Certificate.
2. No Objection Certificate of G.P.
3. Sanitation Certificate.
4. Soundness Certificate.
5. Lease Deed.

9. The proposal is examined and it is observed that shifting of the College is one Mandal to another Mandal within the same District and requires relaxation of Rule 14(3) of the G.O. 2nd read above.

10. Section 100 of the AP. Education Act 1982 provides that, the Government may, by notification and for reasons to be specified therein, exempt any educational institution from the operation of all or any of the provisions of the A.P.Educational Act, 1982 or the rules made there under, subject to such conditions as they may deem fit to impose and may likewise vary or cancel such exemption. G.O.Ms. No.29, Education (Rules) Department, dated:05.02.1987 is issued under the provisions of Andhra Pradesh Education Act, 1982 (Act No.1 of 1982).

11. The Government, after careful consideration of the proposal of the Secretary, TSCHC., Hyderabad, have decided to accord permission for shifting of the College i.e. Takshashila Degree College **from** one leased building at H.No.6-140, Rayaparthi (V&M), Warangal District **to** another leased building at D.No.4-398/1/1, 4-398/1/2, Kesamudram (V&M), Warangal District i.e. from one Mandal to another Mandal, within the same District, from the Academic Year 2016-17.

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12. In view of the above, the following Notification shall be published in the Telangana Gazette:-

NOTIFICATION

" In exercise of the powers conferred by Section 100 of the AP. Education Act 1982, Government hereby accord permission to the Secretary, Telangana State Council of Higher Education, Hyderabad for **shifting** of the College i.e., Takshasila Degree College **from** one leased building at H.No.6-140, Rayaparthi (V&M), Warangal District **to** another leased building at D.No.4-398/1/1, 4-398/1/2, Kesamudram (V&M), Warangal District i.e. from one Mandal to another Mandal, within the same District, from the Academic Year 2016-17, relaxation of Sub-rule 3 of Rule 14 of G.O.Ms.No.29, Education (Rules) Deptt., dt.5.2.1987, as there is only one Degree College functioning in Kesamudram (V&M), Warangal District and there are [1201] students pursuing Intermediate education and Regional Inspection Officer, Board of Intermediate Education, Warangal informed that there is a need to establish another Degree College in the Mandal.

13. The Secretary, Telangana State Council of Higher Education, Hyderabad shall take further action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA STATE)

RANJEEV R. ACHARYA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Commissioner of Printing, Stationery and Stores Purchase, Chanchalguda, Hyderabad (with a request to publish Notification in the Telangana Gazette and send 50 copies to Government)
The Secretary, Telangana State Council of Higher Education, Hyderabad.
The Commissioner of Collegiate Education, Telangana State, Hyderabad.
The Secretary & Correspondent, Takshasila Degree College, Kesamuderam, Warangal, through Secretary, Telangana State Council of Higher Education, Hyderabad.
SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER